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Customer No.: 26308

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Aboul-Hosn et al.

Examiner: W. Matthews

Serial No. : 09/481,730

Group Art Unit: 3738

Filed : 11 January 2000

For : Methods and Systems for Providing Right and/or Left Heart Support
During Cardiac Surgery

TERMINAL DISCLAIMER TO OBVIATE
A DOUBLE PATENTING REJECTION

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

MAR 04 2004

TECHNOLOGY CENTER R3700

Sir:

I, Patricia A. Limbach, Esq. (Registration Number 50,295), state that I am attorney of record in the above-identified patent application (which I will call the '730 Application).

I further state that A-Med Systems, Inc. is the assignee of the whole invention claimed and described in U.S. Patent 6,532,964 and the present '730 Application. The assignment of the U.S. Application Serial No. 09/231,230 (now U.S. Patent 6,532,964) by the inventors to A-Med Systems, Inc. is recorded in the United States Patent Office on Reel/Frame 9929/0828, a true copy of which is attached. A copy of the assignment of the '730 Application by the inventors to A-Med Systems is also attached. As a result, U.S. Patent 6,532,964 and the present '730 Application are commonly owned by A-Med Systems, Inc.

03/12/2004 DBROOKS 00000001 062360 09481730
01 FC:1814 110.00 DA
Adjustment date: 05/27/2004 EEKUBAY1
03/12/2004 DBROOKS 00000001 062360 09481730
01 FC:1814 110.00 CR

- 1 -

05/27/2004 EEKUBAY1 00000004 062360 09481730
01 FC:2814 55.00 DA

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Date: May 13, 2004

Coversheet + _0_ Page(s)

RECIPIENT(S)

Patent and Trademark Office
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FACSIMILE
703-308-5077

Regarding: Account 062360

Comments: Our March statement shows a charge of \$110.00 for 09481730 on March 12, 2004. The charge for Terminal Disclaimer filed 2/24/04 should have been billed as a small entity instead of a large entity. Please credit our account for \$55.

Thank you.

From: Grace Staudt, Bookkeeping

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Regarding: Overpayments

Comments: Attorney Patricia Limbach has asked me to request refunds for two duplicate payments made in error. The information is as follows:

- 1) S/N 09/664,379
Case 9222.16399A CIP
1st Check No. 14041 paid 1/19/04 - \$2,370.00
2nd Check No. 14396 paid 3/11/04 - \$1,330.00
- 2) S/N 09/994,375
Case 9222.16399 A CIP 2
1st Check No. 14042 paid 1/19/04 - \$2,370.00
2nd Check No. 14395 paid 3/10/04 - \$1,330.00

The 2nd checks for Petitions were duplicate payments. Please refund \$2,660.00 to our firm. Please contact us if you have any questions.

Thank you.

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WMH

FAX COVER SHEETWAGNER, MURABITO, & HAO LLP
2 NORTH MARKET ST.PHONE: (408) 938-9060
FAX: (408) 938-9069THIRD FLOOR
SAN JOSE, CA 95113

SEND TO:	DEPOSIT ACCOUNT	FROM:	MARY MCDONALD
ATTENTION:	REFUNDS	DATE:	05/13/04
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COMMENTS:**TO WHOM IT MAY CONCERN:**

ON MARCH 4, 2004 OUR DEPOSIT ACCOUNT WAS CHARGED \$110.00 FOR A 1 MONTH EXTENSION OF TIME FEE. THE SERIAL NUMBER IS 09/253,418. I DON'T BELIEVE THAT WE SHOULD HAVE INCURRED THIS CHARGE BECAUSE WE HAD THREE MONTHS TO RESPOND TO THE OFFICE ACTION. THE DUE DATE FOR THE OFFICE ACTION WAS ON FEBRUARY 21, 2004 WHICH FELL ON A SATURDAY. WE ARE UNDER THE IMPRESSION THAT IF SOMETHING IS DUE ON A WEEKEND OR A HOLIDAY WEEKEND, WE HAVE UNTIL MONDAY TO SEND IT IN. COULD YOU PLEASE LET ME KNOW IF I HAVE THE RIGHT INFORMATION, AND IF I AM RIGHT COULD YOU PLEASE CREDIT OUR ACCOUNT.

THE ACCOUNT NUMBER IS 23-0085 AND IT'S DOMAIN IS UNDER WAGNER, MURABITO, & HAO LLO. PLEASE CREDIT OUR ACCOUNT ACCORDINGLY. I GREATLY APPRECIATE YOUR ASSISTANCE, THANK YOU.

SINCERELY,
MARY MCDONALD
WAGNER, MURABITO, & HAO LLP

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